

Entered - 01/15/02 - sb
CL02L0055 - ALEXIS HOLMES

CLAIM OF: **VICTOR R. MILLER,**
through his insurance carrier,
State Farm Insurance Companies
P. O. Box 370568
Decatur, Georgia 30037

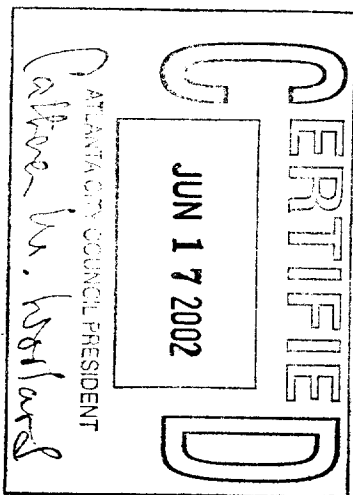
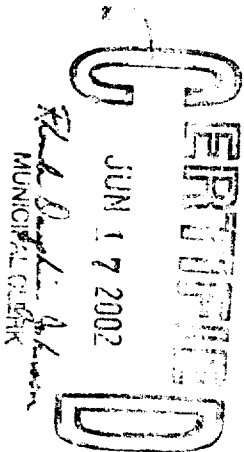
02- R -0987

For damages alleged to have been sustained as a result of vehicular damage due to an undisclosed event on October 7, 2001 at an undisclosed location.

THIS ADVERSED REPORT IS APPROVED

BY:


ROBERT N. GODFREY
DEPUTY CITY ATTORNEY



ADVERSE REPORT

COMM: Public Safety

DATE: 6/11/02

CHAIR: [Signature]

[Signature]

Nalake Archibald

[Signature]

[Signature]

[Signature]

Carla Smith

CITY COUNCIL JUN 17 2002



OFFICE OF MUNICIPAL CLERK

RHONDA DAUPHIN JOHNSON, CMC
MUNICIPAL CLERK

55 TRINITY AVENUE, S.W.
SECOND FLOOR, EAST
SUITE 2700
ATLANTA, GEORGIA 30335
(404) 330-6033
FAX (404) 658-6103

June 28, 2002

State Farm Insurance Companies
Insurance carrier
Attn: Betty Anderson
P.O. Box 370568
Decatur, Georgia 30037

02-R-0987

RE: Victor R. Miller

Dear Ms. Anderson:

I sincerely regret that your client has been adversely affected by the circumstances raised in his/her claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your client's claim at its regular meeting on June 17, 2002. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the City Attorney's Office/Claims Division at (404) 330-6400.

Yours very truly,

Rhonda Dauphin Johnson, CMC
Municipal Clerk

cc: Claims Division/Law Department

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 02L0055

Date: May 29, 2002

Claimant /Victim VICTOR R. MILLER
BY: (Ins. Co.) State Farm Insurance Companies
Address: P. O. Box 370568, Decatur, Georgia 30037
Subrogation: Claim for Property damage \$ 8,128.23 Bodily Injury \$
Date of Notice: 01/09/02 Method: Written, proper Improper
Conforms to Notice: O.C.G.A. §36-33-5 Ante Litem (6 Mo.) X
Date of Occurrence 11/07/01 Place: Not Stated
Department Unknown Division
Employee involved Disciplinary Action:

NATURE OF CLAIM: The claimant, through his insurance carrier, alleges that his vehicle was damaged due to an undisclosed event at an undisclosed location. The claimant's insurance carrier has failed to furnish information necessary to substantiate its insured's claim.

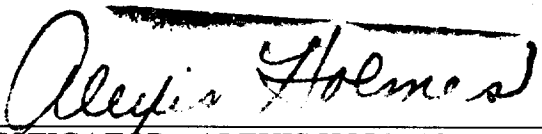
INVESTIGATION:

Statements: City employee Claimant Others Written Oral
Pictures Diagrams Reports: Police Dept Report Other
Traffic citations issued: City Driver Claimant Driver
Citation disposition: City Driver Claimant Driver

BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial
Improper Notice X More than Six Months Other Damages reasonable
City not involved Offer rejected Compromise settlement
Repair/replacement by Ins. Co. Repair/replacement by City Forces
Claimant Negligent City Negligent Joint Claim Abandoned X

Respectfully submitted,


INVESTIGATOR - ALEXIS HOLMES

RECOMMENDATION:

Pay \$ Adverse X Account charged: 1A01 2J01 2H01 2P01
Claims Manager:  Concur/date 05-29-02
Committee Action: Council Action

RCS# 3806
6/17/02
2:59 PM

Atlanta City Council

Regular Session

CONSENT I Pgs. 1-11: Except Certain City Utility
 Items
 ADOPT

YEAS: 15
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 0

SEE ATTACHED LISTING OF
ITEMS ADOPTED/ADVERSED
ON CONSENT AGENDA

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	Y Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Boazman	NV Woolard

ITEM (S) REMOVED FROM
CONSENT AGENDA

02-O-0164	02-R-1009
02-O-0901	02-R-1010
02-R-0972	02-R-1011
02-R-1004	02-R-1012
02-R-1005	02-R-1023
02-R-1006	02-R-1024
02-R-1007	02-R-1025
02-R-1008	02-R-1026
	02-R-1071

CONSENT I

06/17/02 Council Meeting

**ITEMS ADOPTED ON
CONSENT AGENDA**

1. 02-O-0973
2. 02-O-1036
3. 02-O-0908
4. 02-O-0909
5. 02-O-0956
6. 02-O-1029
7. 02-O-1043
8. 02-R-1000
9. 02-R-1001
10. 02-R-1002
11. 02-R-1003
12. 02-R-1016
13. 02-R-1033
14. 02-R-0676
15. 02-R-1018
16. 02-R-1019
17. 02-R-1069
18. 02-R-1070
19. 02-R-1030
20. 02-R-0978
21. 02-R-0979
22. 02-R-0980
23. 02-R-0981
24. 02-R-0982
25. 02-R-0983
26. 02-R-0984
27. 02-R-0985
28. 02-R-0986

**ITEMS ADVERSED ON
CONSENT AGENDA**

29. 02-R-0987
30. 02-R-0988
31. 02-R-0989
32. 02-R-0990
33. 02-R-0991
34. 02-R-0992
35. 02-R-0993
36. 02-R-0994
37. 02-R-0995
38. 02-R-0996
39. 02-R-0997
40. 02-R-0998
41. 02-R-0999